FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

**CRIMINAL APPLICATION NO.1970 OF 2006**

Anil Maruti Mane )..Applicant
V/s.
The State of Maharashtra )..Respondent

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| Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders | Court's or Judge's orders |
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Mr.Ravindra M.Sawant for the applicant.

Ms.S.V.Gajare APP for the State.

**Coram : R.S.Mohite,J**

Date : 22.6.2006.

PC

1. This is an application for grant of bail. The applicant who is arrested on 20.9.2005 is shown as an accused in C.R.No.I-108/2004 registered by the Nalasopara police station for the offences under Sections 395 r/w 34 of IPC. The said offence is registered on the basis of the complaint lodged by one Pundalik Kamble. It appears that the prosecution case is that on 21.4.2004 while the

applicant was proceeding to deliver some cash and financial documents to one Bhaumik, one of the accused met him near the flat of the said Bhaumik which was locked and asked him whether he was the man of R.M.Shah. He then impersonated as Bhaumik and told him that they should proceed to another flat. Then they proceeded towards the flat in a rikshaw. In the said rikshaw another accused boarded and threw chilly powder in the eyes of the complainant. Then 2 accused persons ran away with the bag containing cash and financial documents. The incident took place on 21.4.2004 and it appears that the present applicant was arrested on 20.9.2005 in another C.R. Identification parade has been held on 15.10.2005 in which the present applicant is said to have been identified by the complainant. However, identification parade indicates that the complainant has not

described the role played by the present applicant. Apart from this, there is no recovery from the present applicant though he is in custody for more than 1 & 1/2 years. In the circumstances, I am inclined to grant bail to the applicant. It is therefore, directed that pending his trial in pursuance of C.R.No.I-108/2004 registered by the Nalasopara police station, the applicant may be released on bail in the sum of Rs.15,000/- with one surety in the like amount subject to the condition that he will report to the investigating officer of Nalasopara police station once a fortnight on every 1st and 3rd Mondays till the disposal of the trial. Application stands disposed of.

**(R.S.Mohite,J)**